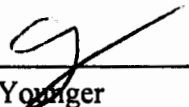




To Clerk - Docket + File
AP

City of New York, State of New York, County of New York

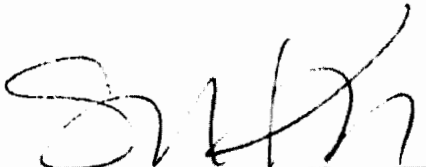
I, Alitasha Younger, hereby affirm that the following is to the best of my knowledge and belief, a true and accurate Translation from French to English of the document "RIO TINTO PLC V VALE S.A., 14 Civ. 3042 (RMB) (AJP), Docket No. 265"



Alitasha Younger
TransPerfect Translations International, Inc.

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ELECTRONICALLY FILED
DOC#
DATE FILED: 6/22/15

Sworn to before me this
June 18, 2015



Signature, Notary Public



Stamp, Notary Public

Case 1:14-cv-03042-RMB-AJP Document 265 Filed 06/05/15 Page 2 of 3

[stamp:] Received 06/05/2015
Chambers of Andrew J. Peck

[emblem]
Liberty • Equality • Fraternity
French Republic
Justice Ministry

Paris, [stamp:] 06/01/2015

Civil Matters [illegible] **Department**

Union Law Office

**Office of Private International Law
and Civil Support**

[stamp:] 003072

The Honorable Andrew J. Peck
United States District Court
Southern District of New York
500 Pearl Street
Courtroom 20 D
NEW YORK
NEW YORK 10007
UNITED STATES OF AMERICA

Reference:
122OP2015

File monitored by: Nicolas Castell
Telephone: 0033 1 44 77 61 05
Fax: 0033 1 44 77 61 22
entraide-civile-internationale@justice.gouv.fr

SUBJECT: Information relating to a request for evidence – Hague Convention of 03/18/1970
on the taking of evidence abroad in civil and commercial matters.

MATTER: RIO TINTO PLC V VALE S.A.,

YOUR REF: 14 Civ. 3042 (RMB) (AJP)

Dear Sir,

I have the honor of informing you that I updated the Attorney General of Versailles regarding the evidence request [or proof request] of March 31 2015 in the litigation against the abovementioned parties.

However, I specify that pursuant to article 740 of the French Code of Civil Procedure (CPC (*Code de procedure civile* [French Code of Civil Procedure])), the assigned judge may authorize representatives of the parties to appear at the witnesses' hearing, however he/she is not obliged to do so.

In the event that the judge does not allow representatives of the parties to attend, the parties shall be required to submit all documents to the judge in advance that shall be put before witnesses who shall be interrogated by the judge.

Furthermore, pursuant to the provisions of article 23 of the CPC, the judge is not obliged to use an interpreter if he/she is proficient in the language spoken by the parties. Otherwise, the hearing shall take place in French, if an interpreter is required, the parties shall be responsible for arranging this service in accordance with the referenced Convention.

.../...

DACS (*Direction des Affaires civiles et du Sceau* [Civil Matters Department])
13, place Vendôme
75042 Paris, Cedex 01

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With respect to obtaining an authorization for a stenographer to attend, attendance is in no way incompatible with the domestic law; however costs for such attendance shall fall to the parties.

Equally, acceptance of the presence of a videographer may be considered, however it must not incur any additional costs to the requested court and, in any case, only the official French transcript shall be the French language minutes of the hearing.

Finally, having regard to the date of receipt of the request and the workload of the French courts, it is unlikely that a return date falling prior to 06/30/2015 shall be possible/complied with.

Finally, I point out that the central French authority shall send execution documents to your court only and you shall then be responsible for bringing these to the attention of the parties.

The French Ministry of Justice shall keep you informed of any further developments.

Yours sincerely,

Deputy Chief

[signature]

Sophie RODRIGUES